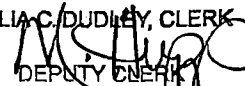


UNITED STATES DISTRICT COURT

for the

Western District of Virginia

APR - 2 2019

JULIA C. DUDLEY, CLERK
BY: 
DEPUTY CLERK

United States of America)

v.)

DARYL WENDELL BARLEY)

Case No: 4:10CR00010

USM No: 14643-084

Date of Previous Judgment: 04/21/2015)

(Use Date of Last Amended Judgment if Applicable))

Defendant's Attorney

Order Regarding Motion for Sentence Reduction Pursuant to 18 U.S.C. § 3582(c)(2)

Upon motion of ☒ the defendant ☐ the Director of the Bureau of Prisons ☐ the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion,

IT IS ORDERED that the motion is:

☐ DENIED. ☒ GRANTED and the defendant's previously imposed sentence of imprisonment (as reflected in the last judgment issued) of 240 months is reduced to 235 months.

I. COURT DETERMINATION OF GUIDELINE RANGE (Prior to Any Departures)

Previous Offense Level: 34	Amended Offense Level: 34
Criminal History Category: V	Criminal History Category: V
Previous Guideline Range: 240 to 293 months	Amended Guideline Range: 235 to 293 months

II. SENTENCE RELATIVE TO AMENDED GUIDELINE RANGE

- ☒ The reduced sentence is within the amended guideline range.
- ☐ The previous term of imprisonment imposed was less than the guideline range applicable to the defendant at the time of sentencing as a result of a departure or Rule 35 reduction, and the reduced sentence is comparably less than the amended guideline range.
- ☐ Other (explain):

III. ADDITIONAL COMMENTS

Defendant's Motion to Appoint Counsel [ECF No. 112] is DENIED.

Defendant is sentenced to 235 months, but not less than time served. Defendant's sentence consists of 235 months on each of Counts 2s and 3s, to be served concurrently.

Except as provided above, all provisions of the judgment dated 04/21/2015 shall remain in effect.

IT IS SO ORDERED.

Order Date:

4/2/2019


Judge's signature

Effective Date:

(if different from order date)

Hon. Jackson L. Kiser, Senior U.S. District Judge

Printed name and title